



Town of Garrett Park  
PO Box 84  
4600 Waverly Avenue  
Garrett Park, Maryland 20896

Regular Meeting of Town Council  
Garrett Park Town Hall  
10814 Kenilworth Avenue  
Garrett Park, Maryland 20896

Town Council Meeting: 10 July 2017

### Minutes

**Call to Order:** Mayor Benjamin called the meeting to order at 7:29 PM. Present were Councilmembers McClintock, Paczkowski, Schulp, Wegner and Welch. Also present were Town Manager Swearingen, approximately 15 Town residents and Ed Lincoln representing the Bugle.

**Approval of Agenda:** The agenda was approved as presented.

**Presentations by Residents:** Several residents expressed frustration, complaining that the computer in the Archives had been moved for repair and not returned, that the Town Manager had canceled interviews for a new Archivist, and that the Archives had been closed. The Town Manager explained that the Archives were not closed, that he had requested the Archives Committee hold off on its search for an Archivist since there was only one member of the committee and a set of responsibilities and a supervisor for the archivist needed to be identified. He further explained that the computer had to be replaced and that the installation of software on the new computer took place in the Town office. Mayor Benjamin suggested that he, the Town Manager and the Council Liaison to the Archives Committee, Joanna Welch, should discuss the issue. He further requested that because of their expressed interest in the Archives, those in attendance consider volunteering to serve on the Archives Committee.

**Approval of Minutes:** The minutes of the June 10, 2017 meeting were approved as presented without objection.

#### **Action:**

Cancellation of the August Council meeting. Councilmember Schulp moved to cancel the August meeting and councilmember Wegner seconded. The vote was three to two against cancelling the meeting, with councilmember Schulp and Wegner voting yes and McClintock, Welch, and Paczkowski voting no. The motion failed and the council will meet in August.

Approval of Ordinance 2017-4: Technical adjustment to Ordinance 2017-3, Fiscal Year 2018 Capital and Operating Budgets. Approval of the ordinance was moved by Councilmember Wegner, seconded by Councilmember Welch and the motion was approved unanimously. A copy of the ordinance is attached to these minutes.

Approval of Ordinance 2017-5: Revising Chapter 8 – Traffic and Vehicles – of the Town Code to enhance the ability to respond to traffic regulation need and Chapter 9 – Municipal infractions – to allow enforcement of those regulations. After general discussion among the Council members and residents, councilmember Wegner moved approval of the ordinance, councilmember Welch seconded and it was approved unanimously. A copy of the ordinance is attached to these minutes.

**Amendments to Town Charter Article III. Registration, Nominations and Elections:**

Resolution Amending Section 78-20 of Article III of the Garrett Park Charter: Qualifications of Voters. Moved by councilmember McClintock, seconded by councilmember Wegner and approved unanimously.

Resolution Amending Section 78-21 of Article III of the Garrett Park Charter: Judges of Elections. Moved by councilmember McClintock, seconded by councilmember Wegner and approved unanimously.

Resolution Amending Section 78-22 of Article III of the Garrett Park Charter: Registration. Moved by councilmember McClintock, seconded by councilmember Wegner and approved unanimously.

Resolution Amending Section 78-23 of Article III of the Garrett Park Charter: Nominations. Moved by councilmember Schulp, seconded by councilmember McClintock and approved unanimously.

Resolution Amending Section 78-24 of Article III of the Garrett Park Charter: Election of Mayor and Councilmen. Changed “no later Than” to “at”. Moved by councilmember Welch, seconded by councilmember Wegner and approved unanimously.

Resolution Amending Section 78-25 of Article III of the Garrett Park Charter: Conduct of Elections Generally. After discussion, the wording of the resolution was changed to: Section (c), subsection (b) “shall provide public notice at least 60 days prior to the next election to which they would apply. The rules and procedures shall take effect 30 days prior to the next election to which they would apply. Moved by Councilmember Welch, seconded by councilmember McClintock and approved unanimously.

Resolution Amending Section 78-26 of Article III of the Garrett Park Charter: Vote Count. Moved by councilmember McClintock, seconded by councilmember Wegner and approved unanimously.

Resolution Amending Section 78-27 of Article III of the Garrett Park Charter: Preservation of Ballots. Moved by councilmember Paczkowski, seconded by councilmember McClintock and approved unanimously.

Resolution Amending Section 78-28 of Article III of the Garrett Park Charter: Regulation and Control by Council. Councilmember Schulp moved to repeal the language of Section



78-28 in its entirety, and the motion was seconded by Councilmember Welch. The vote resulted in a tie vote with councilmember Welch voting in favor and councilmember Schulp voting against. Abstaining were councilmembers McClintock, Paczkowski and Wegner. Since under state law a majority of the councilmembers (not just those voting) must approve the proposed change the motion did not pass. Therefore, the original language will remain.

Copies of all of the resolutions amending Section 78-28 of the Garrett Park Charter are attached to these minutes.

Introduction of Ordinance 2017-6: Amending Chapter 2 of the Garrett Park Town Code: Elections. After extensive discussion, the introduction was moved by councilmember McClintock moved the introduction of the ordinance and councilmember Wegner seconded. The vote was 4 to 1 in favor of the introduction with councilmembers McClintock, Wegner, Welch and Paczkowski voting yes and councilmember Schulp voting no. A copy of the Ordinance amending Chapter 2 of the Garrett Park Charter is attached to these minutes.

Councilmember Welch raised the question of the Town helping to pay for refinishing the Nursery School floor, at an estimated cost of \$1400., is there other work that needs to be done that the Town is responsible for? Mayor Benjamin asked councilmember Welch to identify where in the budget the money would be available.

**Town Manager's Report:**

The Town Manager provided a financial report for June which is also the unaudited year-end report for FY 2017. The Manager's Report is attached to these minutes.

**Adjournment:** Mayor Benjamin adjourned the meeting at 10:39 PM



Respectfully submitted,

Gene Swearingen, Clerk-Treasurer

